

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

MAR 15 2004

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte BARBARA A. HALL, AGNES Y. NGAI,  
CHARLES J. STEIN, EVERETT G. VAIL  
and EDWARD F. WESTERMANN

Application No. 09/046,121

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on January 20, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On January 23, 2003, appellants filed a Supplemental Appeal Brief (Paper No. 21). A review of the file reveals that appellants have not been charged the requisite fee<sup>1</sup> of \$320 for filing an Appeal Brief.

Accordingly, it is

ORDERED that the application is returned to the examiner for charging the requisite fee of \$320 for filing an Appeal Brief to appellants' Deposit Account No. 09-0457 (IBM),

Application No. 09/046,121

notification to appellants in writing, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: 

DALE M. SHAW

Program and Resource Administrator  
(703) 308-9797

cc: Kevin P. Radigan  
Heslin & Rothenberg  
5 Columbia Circle  
Albany, NY 12203-5160

DNS/clm/meh  
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